

Docket No.: 0020-4559P  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Patent Application of:  
Eijiro WATANABE et al.

Application No.: 09/301,766

Confirmation No.: 6045

Filed: April 29, 1999

Art Unit: 1638

For: RAFFINOSE SYNTHASE GENES AND THEIR  
USE

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Examiner: D. H. Kruse

**AMENDMENT AFTER APPEAL DECISION FILED WITH RCE**

October 9, 2008

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INTRODUCTORY COMMENTS**

In response to the Decision on Appeal issued August 11, 2008, the following amendments and remarks are respectfully submitted concurrent with a Request for Continued Examination (RCE):

**Amendments to the Claims** reflect the decision by the Board of Patent Appeals and Interferences and begins on page 2 of this paper.

**Remarks** begin on page 6 of this paper.